

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

**WAGNER OIL COMPANY AND
BRYAN C. WAGNER,**

Plaintiffs,

v.

**NORTH AMERICAN CAPACITY
INSURANCE COMPANY,**

Defendant.

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CIVIL ACTION NO. 4:19-cv-00126-P

[Consolidated with:

CIVIL ACTION NO. 4:19-cv-00072-P

CIVIL ACTION NO. 4:19-cv-00941-P]

JOINT STIPULATION OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), all parties jointly stipulate as follows:

1. All claims that were, or could have been, asserted in the above-styled action are dismissed **WITH PREJUDICE**;
2. This dismissal has no effect on any claims that were not released under the terms of that certain Confidential Settlement Agreement and Release entered into by and between the parties, all of which are expressly preserved;
3. Each party will bear its own costs, fees, and expenses; and
4. Each party waives all rights of appeal.

SO STIPULATED:

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CERTIFICATE OF SERVICE

I hereby certify that on May 28, 2021 a true and correct copy of the foregoing was served on all counsel of record via the Court's ECF system.

/s/ Whitney D. Beckworth
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